

Introduced \_\_\_\_\_  
Public Hearing \_\_\_\_\_  
Council Action \_\_\_\_\_  
Executive Action \_\_\_\_\_  
Effective Date \_\_\_\_\_

## County Council Of Howard County, Maryland

2004 Legislative Session

Legislative Day No. **13**

### Bill No. 66 - 2004

Introduced by: The Chairman at the request of the County Executive

AN ACT amending the Approved Operating and Capital Budget for Fiscal Year 2005 after its adoption to add new capital project, W-8270, 400 Zone Water Improvements, for the design and construction of upgrades and improvements in the Howard County elevation 400 water zone.

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Introduced and read first time \_\_\_\_\_, 2004. Ordered posted and hearing scheduled.

By order \_\_\_\_\_  
Sheila M. Tolliver, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on \_\_\_\_\_, 2004.

By order \_\_\_\_\_  
Sheila M. Tolliver, Administrator

This Bill was read the third time on \_\_\_\_\_, 2004 and Passed \_\_\_\_, Passed with amendments \_\_\_\_, Failed \_\_\_\_.

By order \_\_\_\_\_  
Sheila M. Tolliver, Administrator

Sealed with the County Seal and presented to the County Executive for approval this \_\_\_\_ day of \_\_\_\_\_, 2004 at \_\_\_\_ a.m./p.m.

By order \_\_\_\_\_  
Sheila M. Tolliver, Administrator

Approved by the County Executive \_\_\_\_\_, 2004

\_\_\_\_\_  
James N. Robey, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN ALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.

1           **WHEREAS**, Council Bill No. 28-2004 (the “Bill”) is known as the Annual  
2 Budget and Appropriation Ordinance of Howard County, Fiscal 2005 and contains the  
3 capital budget for the fiscal year beginning July 1, 2004 and ending June 30, 2005; and  
4

5           **WHEREAS**, the Bill incorporated by reference the Fiscal Year 2005 Proposed  
6 Capital Budget document and included a description of the capital projects to be  
7 undertaken during Fiscal 2005; and  
8

9           **WHEREAS**, the Bill was adopted with amendments on May 21, 2004; and  
10

11           **WHEREAS**, Section 613 of the Howard County Charter allows the County  
12 Council to amend the budget after its final adoption upon recommendation of the County  
13 Executive and the Planning Board; and  
14

15           **WHEREAS**, since passage of the Bill, the Department of Public Works has  
16 recommended a new capital project to be known as W-8270, 400 Zone Water  
17 Improvements (the “new capital project”), a copy of the proposed project as submitted to  
18 the Public Works Board is attached as Exhibit A; and  
19

20           **WHEREAS**, the new capital project will provide for the design and construction  
21 of upgrades and improvements to the Howard County elevation 400 water zone in order  
22 to provide sufficient public water supplies to meet projected domestic, commercial, and  
23 fire protection in that area; and  
24

25           **WHEREAS**, the total cost of the new capital project is \$1,040,000 and funding  
26 for the new capital project will come from the transfer of appropriations from capital  
27 projects, W-8212, Sleeves Relocations & Appurtenances; and  
28

29           **WHEREAS**, the new capital project was considered by the Public Works Board  
30 on September 14, 2004 wherein public testimony was received and the Public Works  
31 Board recommended approval of the new capital project; and

1       **WHEREAS**, the new capital project was submitted to the Planning Board of the  
2 Department of Planning and Zoning and was considered on ~~September 29, 2004~~ October  
3 5, 2004 wherein the Planning Board recommended approval of the new capital project;  
4 and

5  
6       **WHEREAS**, the County Executive recommends approval of the new capital  
7 project; and

8  
9       **WHEREAS**, the County Council has determined that it is the best interest of the  
10 County to approve the new capital project; and

11  
12       **WHEREAS**, the total appropriations in the capital budget for Fiscal 2005 shall  
13 not be increased as a result of approval of the new capital project.

14  
15       **NOW, THEREFORE:**

16  
17       ***Section 1. Be It Enacted** by the County Council of Howard County, Maryland that the*  
18 *Capital Budget for Fiscal 2005 is amended to include a new capital project, W8270 –*  
19 *400 Zone Water Improvements.*

20  
21       ***Section 2. And Be It Further Enacted** by the County Council of Howard County,*  
22 *Maryland, that Bill No. 28-2004, the Approved Operating and Capital Budget for Fiscal*  
23 *Year 2005, as amended, be amended to include the new capital project as follows:*

24  
25       Remove summary table pages 201 and 204, attached to Bill No. 28-2004, as  
26 amended, and insert the substitute summary pages 201 and 204 attached to this Bill to  
27 reflect the addition of capital project W-8270, 400 Zone Water Improvements.

28  
29       ***Section 3. And Be It Further Enacted** by the County Council of Howard County,*  
30 *Maryland that the provisions of this Act shall apply beginning on the first day of Fiscal*  
31 *year 2005.*

- 1    ***Section 4. And Be It Further Enacted*** by the County Council of Howard County,
- 2    *Maryland that this Act shall take effect on the date of its enactment.*